

Message Text

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73

ORIGIN ARA-10

INFO OCT-01 ISO-00 SEC-01 L-03 SS-15 /030 R

DRAFTED BY ARA/CEN/CR:MMBOVA:HLB

APPROVED BY ARA - H.SHLAUDEMAN

SEC - G.GLYNN (INFO)

ARA:HARYAN

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FM SECSTATE WASHDC

TO AMEMBASSY SAN JOSE

LIMITED OFFICIAL USE STATE 187958

E.O. 11652: N/A

TAGS: PFOR, PGOV, CS

SUBJECT: VESCO CASE: MEISSNER/GRAZE DEPOSITIONS TO S.E.C.

REF: SAN JOSE 3567

1. COMMISSIONER POLLACK AND ENFORCEMENT DIRECTOR SPORKIN OF S.E.C. HAVE REQUESTED THAT DEPARTMENT RELAY TO AMBASSADOR TODMAN THEIR COMPLETE RESPECT FOR HIS JUDGEMENT AND THEIR ASSURANCES THAT THEY WOULD NOT CONSIDER DOING ANYTHING WHICH HE WOULD NOT ENDORSE.

2. S.E.C.'S INITIAL POSITIVE REACTION TO MEISSNER/GRAZE OFFER WAS CONDITIONED BY REPRESENTATIONS MADE TO THE COURT IN NEW YORK THAT THE S.E.C. WOULD BE WILLING TO GO TO COSTA RICA TO TAKE DEPOSITIONS SINCE MEISSNER AND GRAZE HAD EXPRESSED THE BELIEF THAT THE USG WOULD TRY TO 'SANDBAG' THEM IF THEY RETURNED TO THE US TO GIVE THE DEPOSITIONS. THE S.E.C. BELIEVES THAT THESE DEPOSITIONS WOULD BE BENEFICIAL TO ITS CASE. IN LIGHT, HOWEVER, OF CONSIDERATIONS RAISED BY EMBASSY, S.E.C. IS WILLING TO DECLINE MEISSNER/GRAZE OFFER. BEFORE DOING SO, HOWEVER,
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S.E.C. WOULD LIKE TO KNOW WHETHER EMBASSY WOULD STILL

ADVISE AGAINST THE TRIP TO COSTA RICA IF S.E.C. WENT BACK
TO MEISSNER'S AND GRAZE'S ATTORNEYS ON THE TERMS THAT THE

DEPOSITIONS COULD BE TAKEN ONLY ON EMBASSY GROUNDS AND
IN THE PRESENCE OF A CONSULAR OFFICER? KISSINGER

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